

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

TIMAERO IRELAND LIMITED,

Plaintiff,

v.

THE BOEING COMPANY,

Defendant.

No. 2:21-00488-RSM

**ORDER REGARDING FORM OF
PRODUCTION OF
ELECTRONICALLY STORED
INFORMATION**

The Court has considered the parties' LCR 37 Joint Submission Regarding Form of Production of Electronically Stored Information ("Motion").

The Motion is hereby GRANTED for good cause, and the Stipulated Agreement Regarding Discovery of Electronically Stored Information and Order ("ESI Protocol") entered in this matter on November 18, 2024 (Dkt. 160) is hereby amended as followed:

(1) The existing Section C(4) is replaced with the following:

C.

4. The following standards shall govern the collection, review, and production of ESI in this matter going forward:

a. ESI will be produced to the requesting party with searchable text, in a load file compatible with Relativity (or litigation support platform designated

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(NO. 2:21-00488-RSM)

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1 by the parties), preferably a text-delimited .dat file with the delimiters: Field
 2 Separator ¶ or Code 020; Text Qualifier þ or Code 254; Substitute Carriage
 3 Return or New Line ® or Code 174.

4 b. Unless otherwise agreed to by the parties, files that are not easily
 5 converted to image format, such as spreadsheet, database, presentation and
 6 drawing files, may be produced in native format.

7 c. Each document image file shall be named with a unique number
 8 (Bates Number). Production image file names should not be more than twenty
 9 characters long or contain spaces. When a text-searchable image file is produced,
 10 the producing party must preserve the integrity of the underlying ESI, *i.e.*, the
 11 original formatting, the metadata (as noted below) and, where applicable, the
 12 revision history.

13 d. If a document is more than one page, the unitization of the
 14 document and any attachments and/or affixed notes shall be maintained as they
 15 existed in the original document.

16 e. The parties shall produce their information in the following format:
 17 single-page TIF images and associated multi-page text files containing extracted
 18 text or OCR text for scanned documents with appropriate software load files
 19 containing all information required by the litigation support system used by the
 20 receiving party.

21 f. The full text of each electronic document shall be extracted
 22 (“Extracted Text”) or obtained through Optical Character Recognition (“OCR”)
 23 for scanned or hardcopy documents and produced in a text file. The Extracted
 24 Text shall be provided in searchable ASCII text format (or Unicode text format if
 25 the text is in a foreign language) and shall be named with a unique Bates Number
 26 (*e.g.*, the unique Bates Number of the first page of the corresponding production
 version of the document followed by its file extension).

g. All files must include the associated metadata listed in **Exhibit A**.
 No party is required to manually populate such metadata fields, but for any hard
 copy scanned, parties must ensure the custodian value reflects the custodial
 source.

IT IS SO ORDERED.

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1 DATED: January 21, 2025

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3 RICARDO S. MARTINEZ
4 UNITED STATES DISTRICT JUDGE

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7 Presented by:

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